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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 CARL DAVID WHITE,

12 Plaintiff,

2:04-cv-2276-GEB-GGH-P

13 vs.

14 CALIFORNIA DEPARTMENT
15 OF CORRECTIONS, et al.,

16 Defendants.

ORDER

17 Plaintiff, a prisoner proceeding pro se, has filed this
18 civil rights action seeking relief under 42 U.S.C. § 1983. The
19 matter was referred to a United States Magistrate Judge pursuant
20 to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

21 On August 4, 2005, the magistrate judge filed findings
22 and recommendations herein which were served on all parties and
23 which contained notice to all parties that any objections to the
24 findings and recommendations were to be filed within twenty days.
25 Plaintiff has filed objections to the findings and
26 recommendations.

1 In accordance with the provisions of 28 U.S.C.
2 § 636(b)(1)(C) and Local Rule 72-304, this court has conducted a
3 de novo review of this case. Having carefully reviewed the
4 entire file, the court finds the findings and recommendations to
5 be supported by the record and by proper analysis.

6 Accordingly, IT IS HEREBY ORDERED that:

7 1. The findings and recommendations filed August 4,
8 2005, are adopted in full; and

9 2. Defendants Gonzales and Moncayo are dismissed.

10 Dated: September 16, 2005

11 /s/ Garland E. Burrell, Jr.
12 GARLAND E. BURRELL, JR.
13 United States District Judge
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